

1 HEATHER E. WILLIAMS, SBN 122664
Federal Defender
2 MEGAN T. HOPKINS, SBN 294141
Assistant Federal Defender
3 Designated Counsel for Service
801 I Street, Third Floor
4 Sacramento, CA 95814
T: (916) 498-5700; F: (916) 498-5710

5 Attorneys for Defendant
6 MICHAEL PITRE

7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,) Case No. 2:20-cr-00231-KJM
11)
Plaintiff,) **STIPULATION REQUESTING CHANGE OF**
12) **PLEA HEARING AND REQUEST TO APPEAR**
vs.) **VIA VIDEO-TELECONFERENCE**
13)
MICHAEL PITRE,) Date: June 14, 2021
14) Time: 9:00 A.M.
Defendant.) Judge: Hon. Kimberly J. Mueller
15)
_____)

16
17 **IT IS HEREBY STIPULATED** by and between the parties through their respective
18 counsel, Assistant United States Attorney, Adrian Kinsella, counsel for the plaintiff, and
19 Assistant Federal Defender, Megan T. Hopkins, counsel for defendant, Michael Pitre, that the
20 status conference currently set for June 28, 2021 be advanced to June 14, 2021, at 9:00 a.m., for
21 a change of plea hearing before the Honorable Kimberly J. Mueller.

22 Furthermore, Mr. Pitre requests, and the parties so stipulate, that his personal appearance
23 be waived and that the hearing take place by way of video-teleconference. On March 30, 2020,
24 this Court issued General Order 614, "Coronavirus Public Emergency Authorizing Video-
25 teleconferencing and Telephone Conferencing for Criminal Proceedings under Section 15002 of
26 the Coronavirus Aid, Relief and Economic Security (CARES) Act," which authorizes the use of
27 videoconferencing – or telephone phone conferencing if videoconference is not reasonably
28 available – in various criminal proceedings.

1 The parties hereby stipulate that the change of plea hearing in this matter cannot be
2 further delayed without serious harm to the interests of justice, within the meaning of General
3 Order 614 and subsequent General Orders.

4 Mr. Pitre, having been advised of his right to appear in person for his change of plea, as
5 well as of the ability to waive his personal appearance and appear via video-teleconference, has
6 elected to waive his right to personally appear at his June 14, 2021 change of plea hearing, and
7 instead requests to appear via video-teleconference.

8 Finally, Mr. Pitre consents to counsel signing this waiver on his behalf, pursuant to
9 General Order 616. He stipulates that 1) obtaining his wet signature is both impractical and
10 imprudent, given the pandemic; 2) he has had an opportunity to consult with counsel regarding
11 this matter; and 3) after said consultation, he consents to his counsel signing this stipulation and
12 proposed order electronically on his behalf.

13 Respectfully submitted,

14 Date: June 4, 2021

/s/ Michael Pitre

MICHAEL PITRE
DEFENDANT

17 HEATHER E. WILLIAMS
18 Federal Defender

19 Date: June 4, 2021

/s/ Megan T. Hopkins

20 MEGAN T. HOPKINS
21 Assistant Federal Defender
22 Attorneys for Defendant
MICHAEL PITRE

23 Date: June 4, 2021


24 PHILIP A. TALBERT
Acting United States Attorney

25 /s/ Adrian Kinsella

26 ADRIAN KINSELLA
27 Assistant United States Attorney
28

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

10 IT IS SO ORDERED.
11 DATED: June 8, 2021.


CHIEF UNITED STATES DISTRICT JUDGE